

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA
COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTER

☐

DATE

April 22, 2020

MOTOR CARRIER MATTER

☐

DOCKET NO.

2018-376-E

UTILITIES MATTER

☒

ORDER NO.

SUBJECT:

[DOCKET NO. 2018-376-E](#) - Request of Dominion Energy South Carolina, Incorporated (f/k/a South Carolina Electric & Gas Company) to Transfer Real Property; Obtain Certain Waivers Associated with Real Property Transfers; Approve the Use of Bill Inserts and Election of Bill Credit; and Request for Expedited Consideration - Staff Presents for Commission Consideration Dominion Energy South Carolina, Incorporated's Request for Approval to Transfer Real Property and to Obtain Certain Waivers Associated with Real Property Transfers, along with the Request for Expedited Consideration.

COMMISSION ACTION:

Dominion is requesting approval to transfer real property under the terms of the settlement agreement in the civil action captioned Lightsey v. SCE&G, et. al., No. 2017-CP-25-00355, that resulted from the abandonment of SCE&G's nuclear units. The purpose of the transfer is to maximize cash benefits to the plaintiff consumers in the Lightsey case, as originally set out in Commission Order 2018-824.

Dominion now seeks approval to modify the Old State Road Tract to complete the sale contemplated by the Settlement Agreement and Directive Order 2020-34 which approved the sale of 140 acres of the Old State Road Tract. The parties in Lightsey subsequently agreed to add 85.40 acres to the Old State Road Tract, now totaling 225.40 acres, for sale and inclusion in the Consumer Benefit Fund. Dominion requests that the Commission issue as Order:

1. Approving transfer of the non-utility property Old State Road Tract which will now total 225.40 acres;
2. Waiving the Bid Requirement from Order No. 92-931 for the sale of the Old State Road Tract now composed of 225.40 acres [NOTE: Commission waived this requirement for the other 140 acres in Directive Order No. 2020-34]; and
3. Waiving the Sub-Division Requirement from Commission Order No. 92-931 as applicable for the same 225.40-acre property (NOTE: the Commission waived this requirement for the 140 acres).

SC Code Section 58-27-1300 requires Dominion to obtain approval from the Commission when it seeks to sell, assign, transfer, lease, consolidate, or merge its utility property that has a fair market value in excess of \$1 million. Commission Order No. 92-931 set forth certain requirements for real property owned by Dominion, including the competitive bid process for sales of real estate with an appraised value in excess of \$50,000, and the sub-division requirement for tracts of land into parcels with a market value of less than \$150,000.

The Commission had previously found that the 140 acres of the Old State Road Tract did not constitute utility property as it was not classified as utility property or used as utility property in the last 5 years. Dominion asserts that the same applies to the additional 85.40 acres and that the enhanced Old State Road Tract, now 225.40 acres, is non-utility property. Thus, it is non-utility property which does not need approval from the Commission pursuant to SC Code Section 58-27-1300.

I move that we approve the request to transfer the additional 85.40 acres comprising the enhanced Old State Road Tract, now 225.40 acres for sale and inclusion in the Consumer Benefit Fund pursuant to the

settlement agreements and Consent Order in Lightsey v. SCE&G. I further move that we find the enhanced Old State Road Tract as non-utility property; that the waiver of the Bid Requirement and Sub-Division Requirement set forth in Order No. 92-931 is proper, and that the parties can pursue the sale of the property per the Settlement Agreements and Consent Order in Lightsey case.

PRESIDING: Randall

SESSION: Regular

TIME: 2:00 p.m.

	MOTION	YES	NO	OTHER	
BELSER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>Recused</u>	
ERVIN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		voting via videoconference
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		voting via videoconference
HOWARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		voting via videoconference
RANDALL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		voting via videoconference
WHITFIELD	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		voting via videoconference
WILLIAMS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>Absent</u>	Military Leave

(SEAL)

RECORDED BY: J. Schmieding

